## CERTIFICATE OF MAILING I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22202-1450 on this date: February 27, 2006 (Date of Transmission FRANK C. NICHOLAS (33,983) Name of applicant, assignee or registered representative Signature February 27, 2006 Date of Signature **PATENT** Case No. 7780/16 (P-00303) IN THE UNITED STATES PATENT AND TRADEMARK OFFICE In re patent application of: RODNEY E. NORWOOD Examiner: Green, Christy Marie Serial No.: 10/005,391 Group Art Unit: 3635 DECEMBER 5, 2001 Filed:

## PETITION TO WITHDRAW HOLDING OF ABANDONMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22202-1450

Title: MOBILE CELLULAR

TELEPHONE TOWER

Dear Sir:

Applicant petitions for a ruling that this case is not in fact abandoned.

February 27, 2006

Case No.: 7780/16 (P-00303)

Serial No.: 10/005,391

Page 2 of 2

The PTO issued a notice of abandonment dated November 29, 2005 indicating that Applicant did not timely pay the publication fee. However, Applicant did, in fact timely pay the publication fee.

Attached hereto is a copy (Exhibit A) of the transmittal form filed with the issue fee payment of September 27, 2005 indicating that the Commissioner was authorized to charge any fees which may be required to deposit account 50-1713. A duplicate copy of the sheet was also filed. A copy of the OIPE stamped transmittal form is also attached as Exhibit B, and the complete package filed on September 27, 2005 (including the 5 pages faxed to the PTO with the auto-reply facsimile transmission indicating 5 pages received) is attached as Exhibit C.

Therefore, Applicant did in fact timely authorize the Commissioner to charge the publication fee at the same time as the issue fee. Thus, the holding of abandonment is a PTO mistake.

Applicant requests a holding that this case is not abandoned, and has never been abandoned. Applicant requests that the case then proceed to issuance with all due haste.

Respectfully submitted,

Dated: February 27, 2006

CARDINAL LAW GROUP Suite 2000

1603 Orrington Avenue Evanston, Illinois 60201

Phone: (847) 905-7111 Fax: (847) 905-7113 Frank C. Nicholas Registration No. 33,983

Attorney for Applicant

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| Attorney Docket No.  | 7780/16 (P-00303) |  |  |  |  |  |  |  |  |  |
| Application Number   | 10/005,391        |  |  |  |  |  |  |  |  |  |
| Filing Date  | DECEMBER 5, 2001  |  |  |  |  |  |  |  |  |  |
| First Named Inventor   | RODNEY E. NORWOOD |  |  |  |  |  |  |  |  |  |
| Group Art Unit   | 3635              |  |  |  |  |  |  |  |  |  |
| Examiner   | GREEN, C. M.      |  |  |  |  |  |  |  |  |  |

|   |   |  |                               |                      |        | examiner                                |   |                 | GREEN               | , 0. 11        |                          |                                    |                        |
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|   | Amendment   |  |                               |                      | Assiç  | gnment Papers                           | ··········  |                 |                     |                |                          | mmunication to<br>ad Interferences | Board of               |
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|   | Express Abando  | onment Reques  | !                             |                      | Term   | inal Disclaimer                         |   |                 |                     |                |                          |                                    |                        |
|   | Supplemental In<br>Statement, PTO                             |  | sure                          |                      | Smal   | ll Entity Statemen                      | t   |                 | П                   |                |                          |                                    |                        |
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|   | Response to Mis<br>Application                                | sing Parts/ Inco   | mplete                        | Ø                    | credi  | Commissioner is tany overpayme          | nt,   | to Deposit Acco | to charg<br>unt No. | e any<br>50-17 | fees \<br><u>13 (</u> Ca | which may be re<br>ardinal Law Gro | equired, or<br>sup). A |
| duplicate copy of this sheet is enclosed.  I hereby petition under 37 CFR § 1.1 that this paper is timely filed. Please otherwise been paid to Deposit Accorduplicate copy of this sheet is enclosed. |   |  |                               |                      |        |   | 7 CFR § 1.136(a<br>led. Please cha<br>leposit Account | arge any        | asso                | ciated         | fees which hav           | e not                              |                        |
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| Firm<br>or<br>Individu  | ual name  | LESLIE B. WII<br>Registration N<br>CARDINAL LA<br>1603 Orrington<br>Evanston, IL | o. 33,81<br>W GRO<br>n Avenue | UP                   | 2000   |   |   |                 |                     |                |                          |                                    |                        |
| Signalu   | ırė   | 2  | h                             |                      | 13.    | 30                                      | 1   |                 | Date                | Sep            | tembe                    | г 27, 2005                         |                        |
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| I hereb<br>to the t   | y certify that this<br>J.S. Patent and                        | corresponden<br>Trademark Off  | ce is be<br>ce on th          | ing tran<br>is date: | smitte | ed via facsimile                        | to (  | 571) 273-2885   |                     | ·····          |                          | September :                        | 27 <u>, 2005</u>       |
| Signatu   | Signature LESLIE B. WILSON (33,816)  Date: September 27, 2005 |  |                               |                      |        |   |   |                 |                     |                |                          |                                    |                        |
|   |   |  |                               |                      | E      | xhibit                                  | F   | <b>\</b>        |                     |                |                          |                                    |                        |

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| 1                      | and the same   | Lu con            | otto optrobresqua   | r miral N                         | hng)      |                 | Group Art Unit  |             |                               | 3635                          |  |         |                 |             |              |  |
|                        |  |                   |   |                                   |           |                 | Examiner  |             |                               | GREEN                         | i, C N   | ł       |                 |             |              |  |
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|                        | Response to<br>Application   | o Massin          | ig Parts/ Incon   | क्षीहरू                           | Ø         | cted            | Commissioner is<br>it any overpayme<br>cate copy of this  | nt,         | to Deposit Aco                | ount No.                      |  |         |                 |             |              |  |
|                        |  |                   |   |                                   | Ø         | that i          | I hereby petison under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not sometimes been paid to Deposit Account No. 50-1713 (Cardinal Law Group). A subjective copy of this Sheet is enclosed. |             |                               |                               |  |         |                 |             |              |  |
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| Attorney Docket No.  | 7780/16 (P-00303) |
|----------------------|-------------------|
| Application Number   | 10/005,391        |
| Filing Date          | DECEMBER 5, 2001  |
| First Named Inventor | RODNEY E. NORWOOD |
| Group Art Unit       | 3635              |
| Examiner             | GREEN, C. M.      |

|                               |   |  |                               |                     |                           | Examiner   |                         |  | GREEN                                      | I, C. N           | 4.          |                                    |              |
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|                               | Claims After<br>Amendment                         |  | Highe:<br>Previo<br>Pald F    | usly                |                           | Present<br>Extra   |                         | Rate   | Add'l<br>Fee                               |                   | or          | Rate                               | Add'l<br>Fee |
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| Firm<br><i>or</i><br>Individu | al name   | LESLIE 8. WIL. Registration No CARDINAL LA 1603 Orrington Evanston, IL 6 | o, 33,816<br>W GRO!<br>Avenue | UP                  | 2000                      |  |                         |  |  |                   |             |                                    |              |
| Signatu                       | ne  | 2  | di                            | · · · · ·           | 13.                       | 30   | 1                       |  | Date                                       | Sep               | tembe       | er 27, 2005                        |              |
|                               |   | 4  |                               |                     | CER                       | TIFICATE OF FA   | cs                      | MILE   |  |                   |             |                                    |              |
| I hereb<br>to the l           | y certify that this<br>J.S. Patent and            | correspondenc<br>Trademark Offic   | e is bei<br>ce on thi         | ng tran:<br>s date: | smitte                    | ed via facsimile   | to (                    | 571) 273-288                                   | 5  | -                 |             | September                          | 27, 2005     |
| Signatu                       | ire LESLI   | E B. WILSON (33  |                               | 15.                 | 2                         | Sh.  |                         |  | Date                                       | . <u>S</u> e      | epteml      | oer 27, 2005                       |              |

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Signature

LESLIE B. WILSON (33,816)

| • |                   |
|---|-------------------|
| Attorney Docket No.                     | 7780/16 (P-00303) |
| Application Number                      | 10/005,391        |
| Filing Date                             | DECEMBER 5, 2001  |
| First Named Inventor                    | RODNEY E. NORWOOD |
| Group Art Unit                          | 3635              |
| Examiner                                | GREÉN, C. M.      |

|                        |                                   |   |                               |          |   | Examiner  |       | i               | GKEEN        | ≀, C. 3V               | s.                          |                                    |                        |
|------------------------|-----------------------------------|---|-------------------------------|----------|---|---|-------|-----------------|--------------|------------------------|-----------------------------|------------------------------------|------------------------|
|                        |                                   |   |                               | ENC      | Losi  | JRES (check a   | a// t | that apply)     |              |                        |                             |                                    |                        |
|                        | Amendment                         |   |                               |          | Assiç   | gnment Papers   |       |                 |              |                        |                             | mmunication to<br>ad Interferences |                        |
|                        | After Fin                         | nal   |                               |          | Draw  | vings:  |       |                 |              | Арр                    | eal Bri                     | ef                                 |                        |
|                        | Affidavit                         | ts/declaration(s)   |                               | Ø        | PAR   | T B – ISSUE FEE   | TR    | ANSMITTAL       |              |                        |                             |                                    |                        |
|                        |                                   |   |                               |          |   | ion Routing Slip (P<br>impanying Petition               |       | /SB/69) and     |              | Pro                    | orielar                     | y Information                      |                        |
|                        | Status Letter                     |   |                               |          | To Convert a<br>Provisional Application   |   |       |                 | Pos          | l Card                 | Receipt                     |                                    |                        |
|                        | Extension of Tin                  | ension of Time Request (duplic)   |                               |          |   | nge of Correspond                                       | enc   | e Address       |              |                        |                             | Enclosure(s)<br>entify below):     |                        |
|                        | Express Abando                    | onment Request  |                               |          | Term  | nınal Disclaimer  |       |                 |              | ļ<br>ļ                 |                             |                                    |                        |
|                        | Supplemental In<br>Statement, PTO | formation Disclo:<br>-1449, art   | sure                          |          | Sma   | I Entity Statement                                      |       |                 |              |                        |                             |                                    |                        |
|                        | Certified Copy o                  | Priority Docume   | ent(s)                        |          |   | uest of Refund  |       |                 |              |                        |                             |                                    |                        |
|                        | Response to Mis<br>Application    | ssing Parts/ Incor  | mplete                        | Ø        | credi   | Commissioner is lit any overpaymer icate copy of this s | nt, t | o Deposit Acc   | ount No.     | ge any<br><u>50-17</u> | / fees /<br><u>'13 (</u> Ca | which may be r<br>ardinal Law Gro  | equired, or<br>oup). A |
|                        |                                   |   |                               |          | I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 50-1713 (Cardinal Law Group). A duplicate copy of this sheet is enclosed. |   |       |                 |              |                        |                             |                                    |                        |
| <u> </u>               |                                   |   |                               | l,       |   | ALCULATION OF   |       | ΕE              | Entity       |                        |                             | Large                              | Entity                 |
|                        | Claims After<br>Amendment         |   | Highe<br>Previo               | ously    |   | Present<br>Extra  |       | Rate            | Add'l<br>Fee |                        | or                          | Rate                               | Add'l<br>Fee           |
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|                        |                                   |   |                               | <u></u>  |   |   |       | total add'i fee |              | \$ 0                   | ļ                           | total add'i fee                    | \$0                    |
|                        |                                   | I   |                               | NATUR    | E OF  | APPLICANT, ATT  | TOF   | RNEY, OR AGI    | ENT          |                        |                             |                                    |                        |
| Firm<br>or<br>Individu | ual name                          | LESLIE B. Will<br>Registration N<br>CARDINAL LA<br>1603 Orringtor<br>Evanston, IL ( | o. 33,81<br>W GRO<br>n Avenue | UP       | 2000  |   |       |                 |              |                        |                             |                                    |                        |
| Signatu                | ııe                               | 2   | h                             |          | 13  | 30  | _     |                 | Date         | <u>Se</u> p            | lembe                       | or 27, 2005                        |                        |
|                        |                                   |   |                               |          | CER   | TIFICATE OF FA  | csi   | MILE            |              |                        |                             |                                    |                        |
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| to the l               | J.S. Patent and                   |   |                               |          |   |   |       |                 |              |                        |                             | 1 COPILITION                       |                        |
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Frank C. Nicholas CARDINAL LAW GROUP 1603 Orrington Avenue, Suite 2000 Evansion, IL 60201

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| LESLIE B. WILSON   | (Depositor's name) |
|--------------------|--------------------|
| July 3. Who        | (Signature)        |
| SEPTEMBER 27, 2005 | (Date)             |

| APPLICATION NO.         | FILING DATE .                                      | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |  |  |  |  |  |  |  |  |
|-------------------------|--|----------------------|---------------------|------------------|--|--|--|--|--|--|--|--|
| 10/005.391              | 12/05/2001   | Rodney Earl Norwood  | 7780/16 (P-00303)   | 6990             |  |  |  |  |  |  |  |  |
| mimi n on numberious 14 | THE CONDUCTION MODE CONTRACTOR TO THE ENGINE TOWER |                      |                     |                  |  |  |  |  |  |  |  |  |

TITLE OF INVENTION: MOBILE CELLULAR TELEPHONE TOWER

|  |  |   |   | •  |  |   |
|--|--|---|---|--|--|---|
| APPLN, TYPE  | SMALL ENTITY   | ISSUE F   | EE  | PUBLICATION FEE  | TOTAL FEE(S) DUE   | DATE DUE  |
| nonprovisional   | МО   | \$140   | )   | \$300  | \$1700   | 10/17/2005  |
| EXAI   | MINER  | ARTUN   | IIT   | CLASS-SUBCLASS   | ]  |   |
| GREEN, CH  | RISTY MARIE  | 3635  |   | 082-118000   | -  |   |
| CFR 1.363).  Change of correspon Address form PTO/SB/1  "Fee Address" indica PTO/SB/47: Rev 03-02 Number is required.  3. ASSIGNEE NAME ANI PLEASE NOTE: Unless recordation as set forth in (A) NAME OF ASSIGN | tion (or "Fee Address" Indic<br>or more recent) attached. Us<br>D RESIDENCE DATA TO E<br>is an assignee is identified be<br>1.37 CFR 3.11. Completion  | Correspondence ation form e of a Customer E PRINTED ON 1 clow, an assignee of this form is NO | (1) the na<br>or agents<br>(2) the na<br>registered<br>2 registered<br>listed, no:<br>HE PATEN<br>data will app | car on the patent. If an assign for filing an assignment. E: (CITY and STATE OR CO   | a member a anes of up to no name is 3  | NAL LAW GROUP   |
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| a. Applicant claims S  | (from status indicated above MALL ENTITY status. Sec. is requested to apply the Issublication Fee (if required) words of the United States Pate  | )<br>17 CFR 1.27.   | ☐ b. Applic   | ount Number  | LL ENTITY status, Sec 37 C   | FR 1.27(g)(2).  |
| Authorized Signature Typed or printed name This collection of informatic   | n is required by 37 CFR 1.3.   | .  1. The information   | is required t   | Registration   | SEPTEMBER 27, 200  No. 33,816  he public which is to file (and   | by the USPTO to process)  |
| an application. Confidentiali<br>submitting the completed ag-<br>this form and/or suggestions<br>Box 1450, Alexandria, Virgi<br>Alexandria, Virginia 22313-  | plication form to the USPTO<br>for reducing this burden, sh<br>nia 22313-1450. DO NOT 5  | D. Time will vary of puld be sent to the END FEES OR C  | .14. This coll<br>depending up<br>Chief Inform<br>OMPLETED  | ection is estimated to take 12 to the individual case. Any ecation Officer, U.S. Patent and FORMS TO THIS ADDRESS                                      | munes to complete, including mments on the amount of the Trademark Office, U.S. Dept. SEND TO: Commissioner: | ig gathering, preparing, and<br>ne you require to complete<br>artinent of Commerce, P.O.<br>for Patents, P.O. Box 1450, |

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| LESLIE B. WILSON   | (Depositor's name) |
|--------------------|--------------------|
| July S. Who        | (Signature)        |
| SEPTEMBER 27, 2005 | (Date)             |

| APPLICATION NO.  | LIFTUG DATE   |  | 131(21 'AWH)  | ELTINYENTUR   | 1 TOKAL                                | DOCKET NO.                               | CONTINUATION NO.                                     |
|--|---|--|---|---|--|--|--|
| 10/005,391   | 12/05/2001  |  | Rodnéy £  | ari Norwood   | 7780/1                                 | 6 (P-00303)                              | 6990   |
| TITLE OF INVENTION: N  | OBILE CELLULAR TELE   | PHONE TOWER  |   |   |  |  | •  |
|  |   |  |   |   |  |  |  |
|  |   | •  |   |   |  |  |  |
| APPLN TYPE   | SMALL ENTITY  | ISSUE F  | ΕE  | PUBLICATION FEE   | TOTAL                                  | FEE(S) DUE                               | DATE DUE   |
| nonprovisional   | Ю   | \$140  | Ú   | \$300   | \$                                     | 1700                                     | 10/17/2005   |
| EXAN   | EXAMINER  |  |   | CLASS-\$UBCLAS\$  | ]                                      |  |  |
| GREEN, CHI   | USTY MARIE  | 3635   |   | 052-118000  |  |  |  |
| CFR 1.363).  Change of correspond Address form PTO/SB/1  | e address or indication of "F<br>dence address (or Change of<br>22) attached,<br>tion (or "Fee Address" Indica<br>or more recent) attached. Usi | Согтеѕропдепсе   | (1) the nation of agents (2) the national registered 2 register | nting on the patent front page, it imes of up to 3 registered pater OR, alternatively, me of a single firm (having as a lattorney or agent) and the name depatent attorneys or agents. If name will be printed. | il attorneys                           | 12 CARDIN                                | NAL LAW GROUP  |
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| the state of the s | nall entity discount permitte   | -  | •   | by credit card. Fonn PTO-2038   |  | •  |  |
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| Typed or printed name  | LESLIE B. WILSO   | NC   |   | Registration 1  | No. <u>33,</u>                         | 816                                      |  |
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